

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)
Plaintiff,) 8:20cr169
vs.)
J'AVON D. SMITH,) ORDER
Defendant.)

This matter is before the court on the Unopposed Motion to Continue Trial [53]. Counsel needs additional time as the parties have reached a plea agreement in this matter, but additional time is needed to finalize and prepare for the plea. For good cause shown,

IT IS ORDERED that the Motion to Continue Trial [53] is granted, as follows:

1. The jury trial now set for July 6, 2021, is continued to **August 10, 2021**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and August 10, 2021**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED: July 1, 2021.

BY THE COURT:

**s/ Susan M. Bazis
United States Magistrate Judge**